

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT
OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS,
PRODUCTS LIABILITY LITIGATION MDL 2327

THIS DOCUMENT RELATES TO THE CASE(S)
IN EXHIBIT(S) A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel¹ that in the cases listed on the attached Exhibit A, the plaintiff(s) and Ethicon, Inc., Johnson & Johnson and where named, Ethicon LLC (hereinafter collectively referred to as “Ethicon”) have agreed to a settlement model with regard to Ethicon. The Court therefore finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before October 31, 2017; if settlements are not finalized and dismissal orders are not submitted by October 31, 2017, then the

¹ In some cases, plaintiffs’ counsel who appear for a particular plaintiff(s) have authorized other counsel to act on that counsel’s behalf regarding settlement matters.

Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiff(s) and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to: (1) an individual plaintiff's refusal or inability to consummate settlement, such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability; or, (2) an inability of plaintiff's counsel to comply with the terms of any settlement agreements, such motion must be accompanied by an affidavit from plaintiff's counsel explaining such inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit and to link this Order to the Proposed Inactive Docket Order filed at _____. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

s/ Christy D. Jones

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Counsel for Defendants

APPROVED:

Dated: _____

Honorable Joseph R. Goodwin

EXHIBIT A**Verhine & Verhine**

Plaintiff Last Name	Plaintiff First Name	Civil Action No.
Bailey	Phyllis	2:13cv23625
Berry	Candace	2:13cv24906
Brown	Alfreda	2:12cv06872
Bryan	Mary	2:14cv11767
Connors	Sandra	2:14cv04019
Cook	Marie	2:12cv07788
Crawford	Phyllis	2:13cv24941
Crosskno	Traci	2:14cv27062
Dyrud	Grace	2:13cv00270
Embry	Debra	2:14cv20302
Evans	Althora	2:15cv08389
Farris	John	2:12cv02776
Girolamo	Darlene	2:13cv29700
Gonzales	Ernestine	2:13cv21000
Harvell	Wanda	2:13cv23207
Hedrix	Joyce	2:14cv25831
Hoeschen	Diane	2:14cv18034
Hollan	Wilda	2:12cv03679
Jones	Angela	2:15cv12918
Junkin	Barbara	2:12cv05894
Kaul	Jacqueline	2:12cv06781
Kennedy	Lillian	2:12cv05870
Kloster	Rebecca	2:13cv07807
Laase	Jean	2:13cv13479
Laine	Margaret	2:13cv14000
Martinez	Elvira	2:13cv16166
Meland,	Donna	2:12cv08746
Mithun	Jacqueline	2:14cv00740
Morson	Pamela	2:15cv07001
Moulton	Brenda	2:14cv18810
Moyd	Gertha	2:13cv31107
Mulcahy	Rosella	2:13cv00290
Nally	Carolyn	2:12cv07542
Neidhardt	Erica	2:14cv23929
Nowak	Jeanette	2:14cv17019
O'Neill	Kary	2:12cv03642
Phillips	Marian	2:12cv08778
Pivec	Barbara	2:13cv05607
Proctor	Grace	2:13cv28011

Sable-Lemke	Joan	2:13cv00157
Sisler	Yulah	2:15cv11607
Slagle	Barbara	2:14cv10975
Smith	Judith	2:13cv23982
Snyder	Carolyn	2:13cv22294
Stabler	Sandra	2:13cv27845
Swanson	Lori	2:14cv03255
Tate	Teresa	2:14cv00776
Thomas	Barbara	2:14cv11072
Willard	Melva	2:13cv21540
Wolfe	Dianna	2:13cv21005
Wuerch	Cheri	2:15cv13128

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